

Courtesy copy for:

Examiner Richman
*Art Unit 3733***WORKMAN
NYDEGER
& SEELEY**

ATTORNEYS AT LAW

A PROFESSIONAL CORPORATION

1000 EAGLE GATE TOWER

80 EAST SOUTH TEMPLE

SALT LAKE CITY, UTAH 84111

TELEPHONE (801) 533-9800

FACSIMILE (801) 328-1707

RICK D. NYDEGOER
DAVID O. SECLEY
BRENT P. LORIMER
THOMAS R. VUKSINICK
LARRY R. LAYCOCK
JONATHAN W. RICHARDS
DAVID R. WRIGHT
JOHN C. STRINGHAM
BRADLEY K. DESANDRO
JOHN M. GUVNN
CHARLES L. ROBERTS
GREGORY M. TAYLOR
DANA L. TANGREN
KEVIN B. LAURENCE
ERIC L. MASCHOFF
CHARLES J. VEVERKA
ROBYN L. PHILLIPS
RICHARD C. GILMORE†

DAVID B. DELLENBACH
JOHN N. GREAVES
KEVIN K. JOHANSON
L. DAVID GRIFFIN
R. BURNS ISRAELSEN
DAVID R. TODD
FRASER D. ROY
CARL T. REED
JESUS JUANOS I TIMONEDA, Ph.D.
STEPHEN D. PRODNUK*, Ph.D.
R. PARRISH FREEMAN, JR.
ADRIAN J. LEE†

†ADMITTED ONLY IN CALIFORNIA
†ADMITTED ONLY IN VIRGINIA

H. ROSS WORKMAN
OF COUNSEL

PATENT
TRADEMARK
COPYRIGHT
TRADE SECRETS
UNFAIR COMPETITION
LICENSING
COMPLEX LITIGATION

MAILING ADDRESS:

P.O. BOX 45862

SALT LAKE CITY, UT 84145

INTERNET

HOME PAGE: <http://www.wnspat.com>GENERAL E-MAIL: info@wnspnt.com

PATENT APPLICATION

Docket No: 13914.420.2

Express Mail Label No. EL328574603US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application:

Examiner: Glenn Richman

Art Unit: 3733

BOX: CPA

Assistant Commissioner for Patents

Washington, DC 20231

TRANSMITTAL FOR CONTINUED PROSECUTION APPLICATION

Sir:

This is a request for filing a Continued Prosecution Application under 37 C.F.R. § 1.53(d) which is a continuation of pending prior application Serial No. 08/942,810, filed on October 2, 1997, which is divisional application of 08/593,796, filed January 30, 1996, now U.S. Patent No. 5,674,453 issued October 7, 1997, for REORIENTING TREADMILL, by the following inventors: Scott R. Watterson and William T. Dalebout.

06/09/1999 SERIAL 00000001 233178 08342810

01 FC:131 760.00 CH
02 FC:103 100.00 CH
03 FC:104 A. 260.00 CH
04 FC:117 870.00 CH

☒ A Preliminary Amendment.☒ A Certificate of Mailing by "Express Mail" certifying a filing date for the enclosed application by use of Express Mail Label No. EL328574603US.☒ Form PTO-1449 listing three hundred (300) references submitted for consideration.

Assistant Commissioner for Patents
Page 2

- ☒ Legible copies of each of the three hundred (300) references listed on the Form PTO-1449.
- ☒ To render this application timely filed, enclosed are the following:
- ☒ A Petition for Three-Month Extension of Time.
- ☒ Check No. 109698 in the amount of \$870.00 to cover the fee for the extension of time.

B. Instructions and Averments

- ☒ Priority to United States Patent Application Serial No. 08/942,810 filed on October 2, 1997 is claimed under 35 U.S.C. § 120.
- ☒ The names of the applicants of the above-identified prior application, as last amended, are the same as the names of the Applicants of such application as originally filed.

C. Payments

The filing fee is calculated based on the claims existing in the prior application as amended above.

Small Entity					Other Than a Small Entity		
For	No. Filed	No. Extra	Rate	Fee	or	Rate	Fee
Basic Fee				\$380			\$760
Total Claims	26 - 20 =	6	x 9 =	\$	or	x 18 =	\$108
Ind. Claims	3 - 3 =	0	x 39 =	\$	or	x 78 =	\$0
Multiple Dependent Claims Presented			+130 =	\$	or	+ 260 =	\$260
Total				\$	or	Total	\$1,128

- ☒ Check No. 109727 in the amount of \$1,128.00 covering the filing fee is enclosed.

Assistant Commissioner for Patents
Page 3

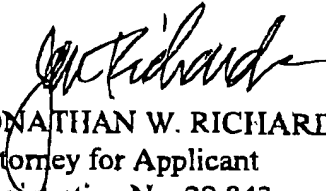
- ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178.
- ☒ Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17.
- ☐ The issue fee set forth in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. § 1.311(b).
- ☒ Duplicate copies of this letter are enclosed.

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the specification, drawings, and oath or declaration as the basic papers for this new application as authorized by 37 C.F.R. § 1.53(d). It is understood that this new application will be assigned the application number of the prior application for identification purposes.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 4th day of June 1999.

Respectfully submitted,


JONATHAN W. RICHARDS
Attorney for Applicant
Registration No. 29,843

WORKMAN, NYDEGGER & SEELEY
1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Telephone: (801) 533-9800
Facsimile: (801) 328-1707